IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 13772 of 2005

Between:

Bogula Surendra Reddy, S/o.Late Sri.Bhaskara reddy,
R/o.50-119/1, Seethammadhara, North Extension, Visakhapatnam.

..... PETITIONER

AND

1 The Commisssioner of Police, Visakhapatnam.
2 The Station House Officer, Gajuwaka Police Station, Gajuwaka, Visakhapatnam.
3 Smt.Nadimpalli Lakshmi Parvathi, W/o.Sri.Subba Raju, R/o.Sector No.6, Q.No.445/C, Ukkunagaram, Visakhapatnam.
4 Sr. D.V.V.S.Srinivasa raju, S/o.Sri.Suryanarayana, R/o.Sector No.6, Q.No.445/C, Ukkunagaram, Visakhapatnam.
5 Smt. Penumatsa Appalanarasamma, W/o.Sri.P.V.V.S.Satyanarayana, R/o.Sector No.6, Q.No.445/C, Ukkunagaram, Visakhapatnam.
6 Sri.Kundharaju Seethjaramaraju, S/o.Late Sri Veera Raju, R/o.Sector No.6, Q.No.445/C, Ukkunagaram, Visakhapatnam.
7 M/s.Janachaitanya Housing Pvt Ltd., Rep by its Managing Director, Mangalagiri Complex, Gajuwaka, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly a writ in the nature of writ of mandamus declaring the action of the Respondent NO.2 at the behest of the Respondent No.7 in interfering with my peaceful possession in Sy.No.228 situated at Kanithi Village, Gajuwaka, Visakhapatnam is only without jurisdiction and violative of Articles 14, 21 and 300-A of the Constitution of India and further direct

the respondents not to interfere pending disposal of the O.S.No.71 of 2005 on the file of the Hon'ble 1st Additional District Judge, at Visakhapatnam.

Counsel for the Petitioner:MR.S.ASHOK ANAND KUMAR

Counsel for the Respondent No.1&2: GP FOR HOME

The Court made the following :

:: ORAL ORDER ::

The grievance of the petitioner is that the respondents 3 to 7 have instigated the 2nd respondent to coerce the petitioner to part with his property in favour of the said party respondents without any authority of law and that the 2nd respondent is interfering with the civil matters and trying to settle civil disputes.

On instructions learned Government Pleader for Home states that the 2nd respondent is not and will not be interfering with the civil matters and civil disputes between the petitioner and the respondents 3 to 7.

In view of the statement no further orders are required. The writ petition is dismissed. No orders as to costs.

Dated: 29.06.2005 ----------

Pvsn Justice G. Raghuram

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner of Police, Visakhapatnam.

2 The Station House Officer, Gajuwaka Police Station, Gajuwaka, Visakhapatnam.

3. Two CCs to the Government Pleader for Home, High Court buildings, Hyderabad. (OUT)

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